

HONOURABLE SRI JUSTICE A.V.SESHA SAI

WRIT PETITION No. 2251 OF 2017

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India for the following relief:

“.....pleaded to issue an appropriate Writ, order or direction more particularly a Writ in the nature of Writ of Mandamus declaring the action of the respondents, particularly 1st and 2nd respondents in not consider the petitioners cases, even though the petitioners representation dated 14.11.2016 was pending before them for assignment lands of an extent of Ac.0.30 gts, Ac.0.30 gts, Ac.0.30 gts, Ac.0.28 gts each in Sy.No. 389 of Pembarthy village of Hasanparthi Mandal of Warangal district for the petitioners respectively under G.O.Ms.No.1 dated 26.07.2014 and G.O.ms.No. 4 dqtcd 07.08.2014 as illegal, arbitrary, violation of A.P. Board Standing Orders and violative of the fundamental rights guaranteed to the petitioners under Articles 14,16 and 21 of the Constitution of India and consequently direct the respondents to consider the petitioners cases in accordance under g.O.Ms.No.1, dated 26.07.2014 and G.O.Ms.No. 4, dated 07.08.2014 and also with Board Standing Orders for assignment of lands in their respective extents of lands in possession and enjoyment in Sy.No.389 of Pembarthy village of Hasanparthi Mandal of Warangal District...”

Heard learned Counsel for the petitioners and learned Government Pleader appearing for the respondents.

When the matter is taken up, it is submitted by learned counsel for the petitioners that for redressal of the grievance of the petitioners, the petitioners herein may be permitted to submit a representation afresh to the respondents and the same may be directed to be disposed of within time frame.

Learned Government Pleader, appearing for the respondents does not oppose the said submission of the learned Counsel for the petitioners. However, he submits that the subject land is a 'shikam' land which cannot be assigned.

Recording the said submission and having regard to the nature of controversy, the writ petition is disposed of, without expressing any opinion on the merits or otherwise of the subject matter and entitlement of the petitioners, permitting the petitioners to make a representation afresh for redressal of their grievance to the respondents within a period of one month from the date of receipt of a copy of this order. As and when such a representation is received, the respondents are directed to consider the same and pass appropriate orders, in accordance with law, within a period of two (3) months thereafter.

Miscellaneous petitions pending consideration if any in the Writ Petition shall stand closed in consequence. No order as to costs.

JUSTICE A. V.SESHA SAI

DATED 2ND FEBRUARY, 2017.
Msnr_x